



SF 2185 – Trespassing in Violation of Privacy (LSB5988SV)
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Fiscal Note Version – New

Description

Senate File 2185 amends the crime of criminal trespassing.

Background

This bill defines criminal trespass as intentionally viewing, photographing, or filming another person through a window without a legitimate purpose or without the person's consent. The bill also makes this violation a serious misdemeanor, punishable by confinement of no more than one year and a fine of between \$315 and \$1,875. During FY 2015, there were 2,310 offenders convicted of trespassing. It is not possible to determine how many of these offenses involved viewing, photographing, or filming another person.

Assumptions

- Charge, conviction, and sentencing patterns and trends will not change over the projection period.
- Prisoner length of stay, revocation rates, and other corrections policies and practices will not change over the projection period.
- The law will become effective July 1, 2016. A lag effect of six months is assumed from this effective date.

Correctional Impact

The average state cost for a serious misdemeanor is \$220 to \$5,800. The LSA **Correctional Impact Statements Memo** dated February 18, 2016, contains additional information. The correctional impact cannot be estimated because this bill creates a new crime.

Minority Impact

There is no historical information for this activity because these are new crimes. Refer to the Legislative Services Agency (LSA) **Minority Impact Statements Memo** dated January 26, 2016, for information related to minorities in the criminal justice system.

Fiscal Impact

The fiscal impact to the state cannot be estimated because this bill creates a new crime and the number of convictions cannot be estimated.

Sources

Iowa Department of Corrections
Iowa Department of Human Rights, Criminal and Juvenile Justice Planning Division

/s/ Holly M. Lyons

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